

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:

Acerus Pharmaceuticals Corp., *et al.*,

Debtors in a foreign proceeding.¹

Chapter 15

Case No. 23-10111 (MFW)

(Joint Administration Requested)

NOTICE OF AGENDA FOR HEARING ON FIRST DAY MOTIONS SCHEDULED FOR JANUARY 31, 2023 AT 2:00 P.M. (PREVAILING EASTERN TIME), BEFORE THE HONORABLE MARY F. WALRATH, BANKRUPTCY JUDGE, UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE, 824 N. MARKET STREET, 5TH FLOOR, COURTROOM NO. 4, WILMINGTON, DELAWARE 19801

THE REMOTE HEARING WILL BE CONDUCTED ENTIRELY BY ZOOM AND REQUIRES ALL PARTICIPANTS TO REGISTER IN ADVANCE. COURTCALL WILL NOT BE USED TO DIAL IN.

PLEASE USE THE FOLLOWING LINK TO REGISTER FOR THE HEARING:

https://debuscourts.zoomgov.com/meeting/register/vJltdOutrDwpGKnzlDDG-UBZzeHorqX_A7I

ALL INTERESTED PARTIES SHOULD BE REGISTERED AND CONNECTED BY THE HEARING TIME.

ONCE REGISTERED, PARTIES WILL RECEIVE A CONFIRMATION EMAIL CONTAINING PERSONAL LOG-IN INFORMATION FOR THE HEARING.

1. Chapter 15 Petitions:
 - A. Acerus Pharmaceuticals USA, LLC [Case No. 23-10110; [D.I. 1](#); filed January 29, 2023]
 - B. Acerus Pharmaceuticals Corp. [Case No. 23-10111; [D.I. 1](#); filed January 29, 2023]
 - C. Acerus Biopharma Inc. [Case No. 23-10112; [D.I. 1](#); filed January 29, 2023]

¹ The Debtors in these chapter 15 proceedings, together with the last four digits of their business identification numbers are: Acerus Pharmaceuticals Corp. (6891); Acerus Biopharma Inc. (0687); Acerus Labs Inc. (0126); and Acerus Pharmaceuticals USA, LLC (9089). The location of the Debtors' headquarters and the Debtors' foreign representative is: 205-7025 Langer Drive, Mississauga, Ontario, Canada.

D. Acerus Labs Inc. [Case No. 23-10113; [D.I. 1](#); filed January 29, 2023]

2. *Declaration of Naveed Z. Manzoor in Support of Debtors' Verified Petition for (I) Recognition of Foreign Main Proceedings, (II) Recognition of Foreign Representative, (III) Debtors' Motion for Certain Provisional Relief* [[D.I. 6](#); filed January 29, 2023]
3. *Declaration of Lee Nicholson as Canadian Counsel to the Debtors in Support of the Debtors' Chapter 15 Petitions and Requests for Certain Related Relief Pursuant to Chapter 15 of the Bankruptcy Code* [[D.I. 7](#); filed January 29, 2023]

Status: The Declarations will be relied upon as evidentiary support for the first day matters listed below.

Petition for Recognition

4. *Verified Petition for (I) Recognition of Foreign Main Proceedings, (II) Recognition of Foreign Representative, (III) Recognition of Initial Order and Amended and Restated Initial Order, and (IV) Related Relief Under Chapter 15 of the Bankruptcy Code* [[D.I. 4](#); filed January 29, 2023]

Status: A recognition hearing will be scheduled for a later date as determined by the Court.

First Day Motions

5. *Motion of Authorized Foreign Representative for Order Directing Joint Administration of Chapter 15 Cases and Related Relief* [[D.I. 3](#); filed January 29, 2023]

Status: This matter is going forward.

6. *Motion for Provisional Relief Pursuant to Section 1519 of the Bankruptcy Code* [[D.I. 5](#); filed January 29, 2023]

Status: This matter is going forward.

7. *Motion for Order (A) Scheduling Hearing on Recognition of Chapter 15 Petitions and (B) Specifying Form and Manner of Service of Notice* [[D.I. 8](#); filed January 29, 2023]

Status: This matter is going forward.

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Dated: January 30, 2023
Wilmington, Delaware

Respectfully submitted,

**BENESCH, FRIEDLANDER, COPLAN
& ARONOFF LLP**

/s/ Jennifer R. Hoover

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